

NAYS—Messrs. Duggan, Hart, Herbert, Grimes, Guinn, and Sims—6.

A message was received, that the House had passed the following bills :

A bill exempting the school lands or lands set apart for purposes of education from the operations of the law of limitations, and the following Senate bills :

Bill to locate permanently the seat of justice of Tarrant county.

Bill for the appointment of public weighers and prescribing their duties and liabilities.

Mr. Shepard, chairman of the committee on Public Debt, reported a bill for the relief of Leslie Combs, and recommended its passage.

Mr. Parsons, from the committee on Internal Improvements, reported a bill to incorporate the Metropolitan Railroad Company and recommended its passage.

On motion the Senate adjourned until 10 o'clock, Monday morning.

MONDAY, February 6th, 1860.

Senate met pursuant to adjournment. Prayer by the Chaplain—roll called—quorum present.

The journal of Saturday was read and adopted.

On motion of Mr. Grimes, a bill for the relief of the heirs of William H. Settle, was taken up and placed among the orders of the day.

Mr. Shepard, chairman of the committee on Public Debt, to whom was referred a bill for the relief of J. C. Spence, reported the same to the Senate and recommended its passage.

Mr. Shepard, chairman of the committee on State Affairs, to whom was referred a petition of sundry citizens of Smith county, praying remuneration for a negro man slave, the property of D. P. Fowler, which said slave was hung by a number of the citizens of said county, reported the same to the Senate and recommended its rejection.

Mr. Shepard, from the committee on the Judiciary, to whom was referred the bill to change the name of Lucy Ann Simmons to Lucy Ann Hood, reported that the committee was opposed in general to this kind of legislation. Yet that this was a case presenting peculiar claims for consideration, they therefore recommend the passage of the bill.

Mr. Duggan, chairman of the committee on Counties and County Boundaries, to whom was referred a bill to permit persons along county lines to choose the adjoining county in which to exercise the right of citizenship under certain conditions, reported the same to the Senate and recommended that it do not pass.

Mr. Dickinson, from the committee on Enrolled Bills, reported the following bills correctly enrolled, duly signed, and this day presented to the Governor :

An act in relation to the pay of grand and petit jurors in Harrison county.

A bill concerning common schools.

A bill to amend the 3rd section of an act to encourage the construction of railroads in Texas by donations of land, approved January 30th, 1854.

A bill to amend the 6th section of an act to incorporate the town of Henderson, in Rusk county, approved February 12th, 1852.

A bill supplementary to an act supplementary to and amendatory of an act to give each corporate county of this State its county surveyor, maps and record and defining the duties of surveyors.

A bill to continue the pension heretofore granted to Henry Tierwester, to his widow.

A bill for the relief of the assignees of John Hennecke.

A bill to amend the 6th and 7th sections of an act regulating sequestrations, approved March 15th, 1848.

A bill to reorganize the Court of Claims and to extend the time for the presentation of claims for land against the Republic and State of Texas.

A bill to incorporate the Texas Insurance and Saving Fund Company.

A bill for the relief of James Herndon.

A bill for the relief of W. A. Bush.

A bill to define the boundaries of Hopkins county.

A bill for the relief of the heirs of John Grogan, dec'd.

A bill for the relief of Myram Mudgett, David Kitchens, A. S. Spencer and E. G. Cantwell.

A bill to regulate the time of holding the district courts in the 18th judicial district.

A bill to authorize the county court of Shelby county to regulate the pay of Sheriffs therein in certain cases.

A bill to incorporate the town of Shelbyville.

A bill for the relief of Jose Maria Gonzales.

A bill for the relief of Alexander Miller.

A bill to authorize the Comptroller of Public Accounts to dispose of United States Bonds.

A bill granting land to the Lavaca Navigation Company.

And a bill creating the county of Greer.

Mr. Paschal, chairman of the committee on Internal Improvements, made the following report :

The committee on Internal Improvements, have considered the House bill to encourage the citizens of El Paso county to irrigate the Rio Grande valley. The bill proposes to give two sections of 640 acres of land for each and every mile of acequier or ditch made of 8 feet width and 4 feet in depth. Your committee have no means of judging what would probably be the extent of the ditch that would have to be made under the law, nor the extent of land which would thereby be irrigated. The committee have no doubt that the inhabitants would be greatly benefited by securing the advantages of irrigation. Wherefore they submit the facts and the subject to the Senate.

Mr. Paschal, from the committee on the Judiciary, made the following report :

The committee on the Judiciary, to whom was referred the House bill to prevent judgments from becoming dormant, have had the same under consideration and have instructed me to report the same and to recommend its passage, with the following amendments.

AMENDMENTS.

Add after the word "dormant" in caption "and to create and preserve judgment liens."

Strike out all after "the same" in third line from bottom of 1st section and also second and 3rd sections, and add sections 2, 3 and 4, here offered as amendments.

Mr. Fall, chairman of the committee on Engrossed Bills, reported correctly engrossed :

An act concerning Factors and Commission Merchants.

Mr. Potter, chairman of the committee on the Judiciary, made the following reports :

The committee on the Judiciary have considered a bill to incorporate the Texas Cotton Seed Oil and Manufacturing Company and direct me to return the same to the Senate and recommend its passage.

The Judiciary committee have considered a House bill to attach Blanco to the 4th judicial district and to amend an act to fix the time of holding courts therein and direct me to return the same to the Senate and recommend its passage.

The committee on the Judiciary have considered a House bill

to amend the fourth section of an act passed February 13th, 1858, entitled an act amendatory of an act regulating juries, approved 4th May, 1846, and direct me to return the same to the Senate and recommend that it do not pass. The committee think the law as it now stands is better than the proposed amendment.

The committee on the Judiciary have considered a joint resolution proposing amendments to the constitution and direct me to return the same to the Senate for its consideration.

The Judiciary committee have considered a bill supplementary to and amendatory of an act to incorporate the city of Corpus Christi, and direct me to return the same to the Senate with an amendment and recommend the adoption of the amendment and the passage of the bill.

AMENDMENT.

At the end of 6th section, add: Provided, the provisions of this section shall not be so construed as to effect in any manner any pre-existing right in any other party.

The Judiciary committee herewith return to the Senate for its consideration a bill for the relief of the heirs of Leonard Dobbin.

Mr. Townes, from the committee on Education, to whom was referred the House bill for the endowment of Professorships in the Colleges and Academies of Texas, reported a substitute for the bill and recommended its passage.

A message was received that the House had passed the following Senate bills:

A bill for the relief of James C. Dillingham.

A bill to incorporate the Firemen's Relief Fund Association.

A bill to release Benjamin A. Campbell, James Ingran Nuner and Francis J. Lewis, from the disabilities of minority.

And the following House bills:

A bill for the relief of the Buffalo Bayou, Brazos and Colorado Company or their assignees.

Joint Resolution relinquishing to Catharine R. S. Jones, all the right, title and interest that the State has to the escheated property of David William, deceased.

And a bill for the relief of Jose Ignacio Cordova.

A bill for the relief of Nancy Robinson.

And that the House had rejected the bill for the relief of William J. Wells.

Mr. Potter introduced a bill to incorporate the Southern Cotton Press and Manufacturing Company. Read 1st time, rule suspended, read 2nd time and ordered to be engrossed, rule fur-

ther suspended, on motion of Mr. Potter, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Britton, Chambers, Duggan, Grimes, Guinn, Harman, Hart, Herbert, Hyde, Lott, Parsons, Paschal, Pitts, Potter, Rains, Rainey, Scarborough, Schleicher, Shepard, Sims, Townes, Walker and Whaley—23.

NAYS—none.

Mr. Blanch introduced a bill to amend the 1st section of an act to amend the caption and the 1st and 16th sections of an act to incorporate the Texas Western Railroad Company, approved February 16, 1852. Read 1st time, rule suspended, read 2nd time and ordered to be engrossed, rule further suspended, on motion of Mr. Blanch, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Britton, Chambers, Dickinson, Erath, Fall, Grimes, Guinn, Harman, Herbert, Hyde, Lott, Parsons, Paschal, Pitts, Potter, Rainey, Scarborough, Schleicher, Shepard, Sims, Townes, Walker and Whaley—24.

NAYS—Messrs. Hart and Rains.

On motion of Mr. Rainey, a bill to authorize the formation of county and town Agricultural Societies was taken up. Read 2nd time.

The amendments proposed by the committee on Agriculture, were adopted and bill passed to a 3rd reading, the rule was suspended, bill read 3rd time and passed.

The report of the committee on Public Lands, on a bill to amend the twenty-third section of the general land law, passed 14th December, 1837, recommending its rejection, was read and adopted.

Mr. Guinn, from the Joint committee on the Court of Claims, made the following report :

COMMITTEE ROOM, }
AUSTIN, February — 1860. }

The Joint Select committee on the Court of Claims, have had under consideration the cases referred to them by the Commissioner and beg leave to submit the following report :

They deem it proper to state that the labor has been very great and that they have faithfully and assiduously investigated those claims, believing that they have done under the circumstances and the limited time allowed them from other Legislative duties, full and ample justice to parties interested, both to the State and to the individual.

The examination of each particular claim was necessarily tedious, and in passing upon them where the proof was sufficient

and the credibility of the witnesses properly testified to and authenticated, and no evidence that the party had heretofore received the same, we have recommended them favorably, and where the proof failed to establish the claim fully we have rejected it; in most cases too without giving any particular reasons in this report, as it was regarded as entirely useless as well as an unnecessary consumption of the time of this body to hear all of the objections to this character of claims.

The committee have acted upon all the recommended claims, and upon most of the referred claims for land, which have been submitted to the Legislature by the Commissioner of Claims, and would have acted upon all of the latter had the Legislature continued long enough to have permitted it.

Besides the claims which had been acted upon by the Commissioner of Claims, the committee have also acted upon a large number of bills, memorials, &c., which were referred to them by the two Houses of the Legislature.

The following are the cases recommended by the Joint Select committee, to the Legislature:

A. C. C. Bailey recommended for six hundred and forty acres, bounty.

Moses Little, fourteen hundred and seventy-six, headright, and nineteen hundred and twenty acres, bounty.

William P. Newman, six hundred and forty acres, donation, to be issued to the heirs.

J. B. Fox, three hundred and twenty acres, bounty, (additional.)

Robert C. Cappy, six hundred and forty acres, headright.

Moses Townsend, six hundred and forty acres, donation.

Philip Howard, six hundred and forty acres, headright.

M. B. Lamar, a duplicate donation issue for six hundred and forty acres.

Houston McKey, a duplicate of unconditional certificate issued by the board of land commissioners of Upshur county for six hundred and forty acres, which issued upon conditional certificate No. 93, in Bowie county be issued.

George Dedrick, two-thirds of a league and one labor, augmentation headright.

Chester S. Gorbett, duplicates for three hundred and twenty acres, bounty and six hundred and forty acres, donation issue.

Reynolds Reynolds, unconditional headright certificate issue upon conditional No. 83 issued by the board of land commissioners of Nacogdoches county, on the 5th July, 1838.

Robert Wilkins, fourteen hundred and seventy-six acres, headright.

William Gray, twelve hundred and eighty acres, headright.

B. F. Childress, twelve hundred and eighty acres, bounty.

Charles B. Clough, fourteen hundred and seventy-six acres, headright, and nineteen hundred and twenty acres, bounty.

Mathew Dunn, three hundred and twenty acres, bounty.

Heirs John Childress, one league and one labor.

Hudson Westbrook, that unconditional certificate issue for six hundred and forty acres, upon conditional No. 78 issued by the board of land commissioners of Liberty county on the 8th November, 1839.

Samuel Arbuckle, that unconditional certificate issue for three hundred and twenty acres upon conditional issued by the board of land commissioners of Galveston county on the 30th December, 1839, No. 767.

Francis A. Whitaker, that unconditional certificate issue for six hundred and forty acres upon conditional No. 118 issued by the board of land commissioners of Matagorda county.

John W. Anderson, six hundred and forty acres, donation San Jacinto service.

George Sargent, one league and one labor headright.

George Reynolds, six hundred and forty acres, donation.

Spyar Singleton, six hundred and forty acres, bounty.

William Earp, six hundred and forty acres, headright.

F. W. Johnson, one league and one labor, headright.

Samuel C. King, twelve hundred and eighty acres, bounty.

Charles S. Fields, three hundred and twenty acres, headright.

John W. Hale, three hundred and twenty acres, headright.

John H. Pierson, three hundred and twenty acres, bounty.

John Moss, six hundred and forty acres, donation.

James M. Thomas, twelve hundred and eighty acres, bounty.

Robert Barr, fourteen hundred and seventy-six acres, headright, and six hundred and forty acres, donation.

Jonathan B. Frost, fourteen hundred and seventy-six acres, headright.

Heirs of Daniel Fox, six hundred and forty acres, headright.

Hannah Donohoe, *alias* Alexander, one league and one labor.

Daniel H. Vail, one league and one labor.

Robert Foote, three hundred and twenty acres, bounty.

Joseph Morrison, twelve hundred and eighty acres, bounty.

G. S. Park, six hundred and forty acres, donation.

William Davis, six hundred and forty acres, headright.

Issac P. Wallace, fourteen hundred and seventy-six acres, headright.

Anthony Foster, three hundred and twenty acres, bounty, and six hundred and forty acres donation.

Charles Jackson, twelve hundred and eighty acres, headright.

William D. Hayden, three hundred and twenty acres, headright.

James Smith, six hundred and forty acres, headright.

Rudolph Dufour, six hundred and forty acres, headright.

George W. McCurley, two-thirds of a league and one labor, augmentation headright, (recommended and rejected, no service proved.)

J. D. Jennings, six hundred and forty acres, donation.

Peter Kendall, six hundred and forty acres, bounty.

Issac Robertson, three hundred and twenty acres, bounty.

Thomas Robbins, six hundred and forty acres, bounty.

Richard Treat, six hundred and forty acres, headright.

John Birth, nine hundred and sixty acres, bounty.

Thomas J. Thompson, that unconditional certificate issue upon conditional No. 101, issued by the board of land commissioners of Washington county on the 2nd August, 1838, for six hundred and forty acres.

William A. Wood, six hundred and forty acres, headright.

Heirs of Jacob Black, fourteen hundred and seventy-six acres, headright.

James M. Robinson, that a donation certificate for six hundred and forty acres, issued by the Commissioner of Claims, No. 414, issued on the 5th January, 1853, be validated.

William E. Glenn, three hundred and twenty acres, headright, he was a Captain in the Navy and served three years.

John W. Smith, that unconditional certificate issue upon conditional issued by the board of land commissioners of Bastrop county for six hundred and forty acres, in July, 1838.

Alexander E. Patton, That a duplicate for third of a league in lieu of one issued to him by the Adjutant General and failed to be countersigned by the commissioner of the General Land Office.

John H. Addie twelve hundred and eighty acres, bounty, and six hundred and forty acres, donation.

John H. Cullum, That unconditional certificate No. 41, issued by the board of land commissioners of Hopkins county, for three hundred and twenty acres on the 19th February, 1855, to be validated.

Greenberry Gates, fourteen hundred and seventy-six acres headright.

Heirs. Wistar Evans, six hundred and forty acres headright and three hundred and twenty bounty.

Thomas Gray, fourth of a league headright.

Heirs Charles Spaulding, six hundred and forty acres headright.

Heirs Andrew P. Cunningham, third of a league headright.

S. D. Morris, three hundred and twenty acres bounty and six hundred and forty acres donation for waiting on the sick.

Ransom G. Blanton, three hundred and twenty acres additional headright.

W. W. Warring, three hundred and twenty acres headright.

Heirs. Douglass Brown three hundred and twenty acres bounty.

Simon P. Ford, six hundred and forty acres donation.

Levi P. Scott, three hundred and sixty-nine acres augmentation headright.

F. C. Catonet, That third of a league be issued in lieu of No. 224, issued by the board of land commissioners of Brazoria county and the original be cancelled.

Randolph D. Spain, nine hundred and sixty acres additional bounty.

Antonio Hernandez, That donation warrant No. 724, issued by Adjutant General Gillett for six hundred and forty acres be validated.

Jose Alameda, That donation warrant No. 732, issued by Adjutant General Gillett for six hundred and forty acres to be validated.

James McDaniel, That bounty warrant No. 1542, issued by Adjutant General Gillett, for three hundred and twenty acres be validated to original grantee.

Heirs John Jacobs, That third of a league issue in lieu of a fourth league issued by George Antonio Nixon, 26th October, 1835, and that the original be cancelled.

John F. Lund, fourteen hundred and seventy-six headright.

Gustavus Bunson, third of a league headright and nine hundred and sixty acres additional bounty.

Robert M. Burton, fourteen hundred and seventy-six acres headright, and that it issue to Josiah Bishop as assignee.

Anthony Bates, twelve hundred and eighty bounty, (one having issued for that amount heretofore but failed to be signed.)

Lonas Lapvelun, third of a league headright.

Jacob Rogers, two hundred and forty acres bounty.

Thomas G. Masterson, twelve hundred and eighty acres headright.

John James, sixteen hundred acres bounty, and six hundred and forty acres donation.

Heirs Ulrich Wutrich nine hundred and sixty acres additional bounty.

Heirs Benjamin F. Blake, twelve hundred and eighty acres bounty.

Heirs M. P. Kelly, three hundred and twenty acres bounty and six hundred and forty acres donation.

Heirs Willis Edson, twelve hundred and eighty acres bounty.

Stephen Stanly, one labor additional headright.

Heirs Thomas J. Robinson, third of a league headright three hundred and twenty acres bounty and six hundred and forty acres donation.

Sylvanus Dunham, two hundred and forty acres bounty.

James Calk, third of a league headright nineteen hundred and twenty acres bounty and six hundred and forty acres donation.

Joseph Smith Johnson, third of a league headright and twelve hundred and eighty acres additional bounty.

James D. Sharrin, six hundred and forty acres bounty.

Elvin Corner, six hundred and forty acres donation.

Heirs McK. Moses, six hundred and forty acres bounty.

Heirs Thomas Robenett, three hundred and twenty acres headright.

Horace Hall, fourteen hundred and seventy six acres headright and twelve hundred and eighty acres bounty.

Thomas D. Brooks, three hundred and twenty acres bounty.

Jacob Allbracket, nine hundred and sixty acres bounty and to be issued to Henry Peal.

Heirs Leroy Wilkinson, nine hundred and sixty acres bounty and six hundred and forty acres donation for being in the battle of San Jacinto.

Thomas Stokely, three hundred and twenty acres bounty.

Charles B. Banister, six hundred and forty acres donation.

Lewis Wells, three hundred and twenty acres bounty.

Benjamin Howard, twelve hundred and eighty acres bounty.

John B. Rhodes, six hundred and forty acres bounty.

Henry Halbhook, six hundred and forty acres bounty.

Jacob Edler, six hundred and forty acres San Jacinto donation.

John L. Boatright, six hundred and forty acres bounty.

M. M. Parkerson, six hundred and forty acres bounty in lieu of poe. certificate.

Stephen H. Burton, six hundred and forty acres bounty.

Heirs Placedo Venabidas, three hundred and twenty acres

bounty and six hundred and forty acres donation, for being at the seige of Bexar.

W. B. Burdett, one labor augmentation.

A. Greenlaw, six hundred and forty acres donation for being at San Jacinto.

Henry Gardner, three hundred and twenty acres headright.

Heirs John Henry Maynard, three hundred and twenty acres headright.

Miguel del Poro, one league and one labor less twelve hundred and eighty acres.

Justo Travieso, thirty-three hundred and twenty-five acres additional headright.

Lucas Munoz, thirty-three hundred and twenty-five acres additional headright.

Heirs Jose Delgado, one league and one labor in lieu of an ampero title issued by Gov. Letona on the 20th April 1831.

Octavius A. Cook, That a duplicate donation warrant issue upon certificate No. 7, issued by the board of land commissioners of Matagorda county for one league.

J. C. Earp, three hundred and twenty acres headright.

Mary Ann Brush, six hundred and forty acres headright.

Elizabeth Stanly, one league additional headright.

J. R. Miller, three hundred and twenty acres headright.

John Frederick, That unconditional certificate issue upon conditional issued by the board of land commissioners of Harris county on the 6th June, 1838, for six hundred and forty acres.

Heirs Isaac D. Steel, six hundred and forty acres headright and six hundred and forty acres bounty.

John F. Gilbert, fourteen hundred and seventy-six acres headright.

Edward S. Jones, fourteen hundred and seventy-six acres headright.

James Cole, fourteen hundred and seventy-six acres headright less six hundred and forty acres.

John Anderson, That bounty warrant No. 1715, issued by Adjutant General Gillett, to F. Brichta, assignee for three hundred acres, be validated.

James Humphries, three hundred and twenty acres bounty in lieu of lost poe. certificate.

George M. Deadrick, six hundred and forty acres bounty and six hundred and forty acres donation.

Fielding Deadrick, six hundred and forty acres bounty and six hundred and forty acres donation.

Daniel Martindale, fourteen hundred and seventy-six acres

in a right, six hundred and forty acres bounty and six hundred and forty acres donation.

Thomas P. Hotchkiss, six hundred and forty acres bounty.

Heirs James Bowie, one labor augmentation headright and nineteen hundred and twenty acres bounty.

William Crittenden, six hundred and forty acres bounty.

Samuel Shupe, two-thirds of a league and one labor augmentation. (The district court decreed to him this amount in 1838, but the clerk failed to issue it, and it cannot now be issued by the clerk, because the power to do so lapsed with the expiration of the time within which such power could have been exercised under the law.)

Santiago Hernandez, one league and one labor less six hundred and forty acres headright.

Heirs David Cowan, three hundred and twenty acres bounty and six hundred and forty acres donation.

A. E. C. Johnson, three hundred and twenty acres bounty.

Heirs Ephraim Tally, three hundred and twenty acres bounty.

H. Anderson, three hundred and twenty acres bounty.

Juan Ximenes, nine hundred and sixty acres bounty.

Lewis Mathews, fourteen hundred and sixty acres headright.

Oliver T. Brown, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

Washington P. Kelly, six hundred and forty acres bounty.

J. D. Rains, three hundred and twenty acres special bounty for being at Bexar.

John Cooper, three hundred and twenty acres bounty.

E. C. Miller, three hundred and twenty acres bounty.

William Watts, three hundred and twenty acres bounty.

Heirs J. Rutherford, three hundred and twenty acres special bounty for being at Bexar.

E. G. Rector, one league donation for being permanently disabled at the battle of San Jacinto.

Thomas Dresser, three hundred and twenty acres bounty.

William N. Thorn, six hundred and forty acres bounty.

Heirs Wm. C. Crenshaw, six hundred and forty acres headright.

W. B. Rhew, H. L. Kinney, assignee, That unconditional certificate No. 6, class 4, issued by the board of land commissioners of Nueces county, the 11, day of January, 1854, be validated to the original grantee.

Clemente Garcia, nine hundred and sixty acres additional bounty.

Mateo Cassillas, nine hundred and sixty acres additional bounty.

Cirineo Conti, nine hundred and sixty acres additional bounty.

Carlos Chacon, nine hundred and sixty acres additional bounty.

Louis Castanon, nine hundred and sixty acres additional bounty.

Domingo Losoya, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

Marceleno de la Garza, nine hundred and sixty acres additional bounty.

Pedro Gabua, nine hundred and sixty acres additional bounty.

Jesus Gomez, six hundred and forty acres donation and twelve hundred and eighty acres bounty.

Marjil Salinas, nine hundred and sixty acres bounty.

Agapito Carvantes, nine hundred and sixty acres additional bounty.

Guadalupe Garcia, nine hundred and sixty acres additional bounty.

Francisco Dias, nine hundred and sixty acres additional bounty.

John C. Baker, third of a league headright.

Justo Travieso, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

Antonio Balle, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

Juan Cassillas, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

Juan Jose Arocha, twelve hundred and eighty acres bounty and six hundred and forty acres donation.

John H. Hyde, Sr., one league and one labor less twelve hundred and eighty acres.

John H. Hyde, Jr., third of a league less six hundred and forty acres.

George S. Hyde, third of a league less six hundred and forty acres.

The following are the claims rejected by the committee:

George N. Robinson, application for third of a league headright. Rejected, the applicant is at present a citizen of another State.

Samuel C. King, application for headright and bounty. This claim was recommended for bounty and rejected as to headright.

Ed. F. Williams, application for headright, no evidence of his being a free white man. Rejected.

George W. McCurley, application for two thirds of a league and one labor, no evidence. Rejected.

Eli and John Roberts, application for headright and bounty. Rejected.

Martin Gordon, application for a colony certificate of six hundred and forty acres, proof insufficient. Rejected.

Heirs Christiana Gurling, application for one league and one labor, her daughter was married when they came to Texas ; all lived together, and the son-in-law received a league and labor of land as a headright.

John Simons, application for headright bounty and donation. Rejected.

George P. Kearn, application for headright and donation. Rejected.

Heirs J. G. W. Pierson, application for one labor augmentation. John G. W. Pierson has already obtained two leagues of land. Rejected.

John H. Adie, application for headright bounty and donation. This claim was recommended for bounty and donation, under the head of recommended claims, but was rejected as to headright.

Thomas P. Hotchkiss, application for headright and bounty, recommended for the bounty and rejected as to headright.

Heirs Wistar Evans, application for headright bounty and donation, recommended for bounty and donation and rejected as to headright.

George Grounds, application for one league and one labor. Rejected.

Noah Smithwick's bounty warrant for twelve hundred and eighty acres No. 3295, issued by Barnard E. Bee, Secretary of War, 10th May, 1838, recommended by the committee that this warrant be condemned by the commissioner of claims. This is one of six, all for the same amount, that have been issued in this name, three by special acts and three by the Secretary of War.

Heirs James Brown, application for two third of a league and labor, no proof of service or that he contributed in any manner to the war of independence.

George D. Shaw, application for headright, proof insufficient.

John James, application for bounty, headright and donation, not entitled to headright rejected, heretofore recommended for bounty and donation.

H. H. Hawley, application for headright. Rejected.

James J. White, application for headright. Rejected.

William Hale, application for headright. Rejected.

Battice Palvadore, application for headright. Rejected.

Samuel Raimond, application for headright. Rejected.

Heirs Willis Maguire, application for headright. Rejected.

William Lewis, application for two thirds of a league and one labor augmentation. Rejected.

John Jones and Lewis Jones, application for bounty, no proof of actual participation in the reduction of Bexar.

Heirs Jane Brown, application for headright. Rejected.

Jose Ignacio Travieso, application for headright. Rejected.

Mercerade Martinez, application for headright. Rejected.

Windslow Turner, application for bounty and donation. Rejected, there is no evidence of his participation in the reduction of Bexar, nor any evidence of the witnesses having obtained a donation for having entered Bexar as alleged.

Fernando Seguin, application for headright. Rejected.

Alexander Blair, application for two thirds of a league and one labor augmentation. Rejected.

Heirs McK. Moses, application for bounty, headright and donation, bounty heretofore recommended, headright and donation rejected.

Heirs Thomas Robinett, for third of a league headright, three hundred and twenty acres is all that he is entitled to that has been heretofore recommended. Rejected as to the balance.

George P. Diggs, application for a duplicate of one league and one labor, dismissed. The committee have no jurisdiction, should have been presented to the General Land Office.

George Howell, application for third of a league headright. Rejected.

Heirs Ezra Cobb, application for headright. Rejected.

Benjamin Howard, application for headright and bounty, recommended for bounty heretofore and rejected as to headright.

George W. Scott, application for bounty, he has received a bounty warrant for this service No. 2137, issued by Barnard E. Bee, Secretary of War.

Heirs John Creed, application for one league and one labor. Rejected.

A. Greenlaw, application for headright, bounty and donation. This claim has been recommended for six hundred and forty acres donation for being at San Jacinto, he was a teamster a mere employee of the government and not entitled to bounty, he is also living and the captain of a steamer running the Mississippi river, consequently not entitled to a headright.

Heirs Jeffry Mumfred, application for one league and one labor. Rejected.

Heirs Hiram Bebee, application for one league and one labor headright. Rejected.

Heirs Levi West, application for one league and one labor. Rejected.

Heirs George W. Cash, application for one league and one labor. The party applying are representing the heirs of Cash, the widow survived him ; and her heirs are not represented, although they are the only legal ones. Dismissed.

——— Thompson, application for headright, bounty and donation, proof of identity insufficient.

Heirs Samuel Rossiter, application for one league and one labor. Rejected.

Heirs Robert Johns, application for one league and one labor. Rejected.

Oliver T. Brown, recommended for bounty and donation, not entitled to headright.

James Canfield, colony certificate. Rejected.

Heirs of Thomas Utly, application for being wounded at San Jacinto. Those donations to the wounded being regarded as merely pensions, and for the benefit of the individual during his life time, consequently his heirs are not entitled to it.

Heirs of James Cale, application for headright, the heirs are not entitled to it.

Heirs Wm. H. Steel, application for headright, proof insufficient.

Heirs of Joseph B. Sewell, application for one league and one labor, proof insufficient.

John D. Rains, application for third of a league headright, he has already received third of a league issued to Richard B. Jarman, as assignee, by special enactment.

John Cassady, application for headright, proof insufficient.

Nathan Davis, to validate certificate No.— issued by the board of land commissioners of Harrison county, September 10th, 1842. Five men by this have each received one league and one labor, no evidence that this is one of them. Dismissed.

The foregoing report and accompanying bill is submitted and its passage recommended.

J. W. THROCKMORTON,
Chairman on part of the Senate.

E. T. CRAIG,
Chairman on part of the House.

A bill for the relief of certain persons therein named. Read 1st time.

ORDERS OF THE DAY.

A bill to amend the 4th, 8th and 18th sections of an act to provide for the assessment and collection of taxes, approved 11,

January, 1850. Read 2nd time, the amendments of the Finance committee were adopted.

Mr. Herbert moved to reconsider the vote which adopted the amendment of the committee fixing the minimum valuation of land at fifty cents per acre, and the yeas and nays having been ordered stood thus :

YEAS—Messrs. Blanch, Britton, Duggan, Erath, Gentry, Grimes, Herbert, Paschal, Scarborough, Shepard, Schleicher, and Stockdale—12.

NAYS.—Messrs. Chambers, Guinn, Harman, Hart, Hyde, Lott, Martin, Parsons, Pitts, Rains, Rainey, Sims, Townes, Walker and Whaley—15.

Mr. Stockdale offered the following amendment :

Strike out the following in section 5, " that all the requisites of the law have been complied with in making such sale and such deed shall also, be *prima facie* evidence that all the perquisites to the exercise of the power to make said sale have been complied with," and insert " of all the facts stated and set forth, in said deed, such facts being particularly stated." Add at the end of section 5, " and if any assessor and collector shall make any false statement of any material fact in said deed he shall be deemed guilty of a breach of official duty, and shall be liable to the party injured in the penal sum of five hundred dollars, which on motion of Mr. Guinn, was laid on the table by the following vote :

YEAS—Messrs. Chambers, Duggan, Grimes, Guinn, Harman, Hart, Hyde, Lott, Martin, Pitts, Rains, Rainey, Sims and Whaley—14.

NAYS—Messrs. Britton, Erath, Gentry, Herbert, Parsons, Scarborough, Schleicher, Shepard, Stockdale, Townes and Walker—11.

Mr. Scarborough offered the following amendment :

Section, That if lands assessed at 50 cents per acre should be sold for taxes under the provisions of this act, it shall be the duty of the assessor and collector to buy the same in the name of the State, at the full amount of the assessed value to the extent of the taxes due on such land, and which portion so purchased shall be taken from the whole tract in the manner now required, in case of sale of other property for taxes, and the land so purchased shall immediately be subject to location and patent by virtue of any genuine headright certificate, bounty, warrant or donation claim."

On motion of Mr. Hart, laid on the table by the following vote :

YEAS—Messrs. Chambers, Duggan, Erath, Gentry, Grimes, Guinn, Harman, Hart, Herbert, Parsons, Pitts, Rains, Rainey, Sims, Townes, Walker and Whaley—17.

NAYS—Messrs. Britton, Martin, Scarborough, Schleicher, Shepard and Stockdale—6.

Mr. Stockdale moved to strike out the 5th section.

Mr. Townes moved to make the bill the special order for tomorrow, 7th inst., at 11 o'clock A. M. Carried.

A message from the House informing the Senate, that that body had passed Senate's bill to amend the act to incorporate the city of Brownsville.

And a house bill for relief of H. H. Edwards.

A bill supplementary to an act to authorize the appointment of commissioners of deeds, &c., approved May 8th, 1846.

Mr. Paschal moved to strike out the words "except Mexico," which was lost by the following vote :

YEAS—Messrs. Britton, Gentry, Hyde, Paschal, Scarborough, Schleicher, Stockdale, Throckmorton and Townes—9.

NAYS—Messrs. Blanch, Chambers, Dickinson, Duggan, Fall, Grimes, Guinn, Harman, Hart, Herbert, Parsons, Pitts, Sims, Walker and Whaley—15.

Mr. Herbert moved to reconsider the vote just taken on Mr. Paschal's amendment. Lost by the following vote :

YEAS—Messrs. Blanch, Britton, Chambers, Fall, Gentry, Herbert, Hyde, Martin, Paschal, Potter, Scarborough, Schleicher, Stockdale, Throckmorton and Townes—15.

NAYS—Messrs. Dickinson, Erath, Grimes, Guinn, Hart, Parsons, Pitts, Rainey, Sims and Whaley—10.

The question recurring on the adoption of the amendment.

Mr. Hart moved a call of the Senate, which was sustained.

Mr. Britton moved to take up a bill to incorporate the Central Transit Railroad Company. Lost.

Mr. Gentry by leave, introduced a bill to incorporate the Sour Lake Tap Railway Company. Read 1st and 2nd times and referred to the committee on Internal Improvements.

Mr. Gentry offered the following resolution :

Resolved, By the Senate, That our fellow-citizen. C. G. Baylor, late United States Consul at Amsterdam, Holland, and Manchester, England, be requested to report to this Senate the result of his labor in regard to direct trade between the Southern States of America and Europe, as well as such information as he may possess touching the cotton interest abroad. Adopted.

On motion the Senate adjourned until 7 1-2 o'clock, P. M.

7 1-2 O'CLOCK, P. M.

Senate met—roll called—quorum present.

A bill for the relief of W. D. Langham. Read 2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill for the relief of Richard N. Williams. Read 2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill for the relief of Richard B. Wardroup. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A message was received that the House had passed the following Senate bills :

A joint resolution, to permit the withdrawal of certificate No. 127, issued by board of land commissioners of Houston county of Finess Robertson.

A bill to incorporate the Masonic and Odd Fellows Male and Female Academy.

A bill to legalize locations made on Kempers island, in Victoria county.

A bill to amend the act to incorporate the Freestone School Association, approved February 13th, 1858.

A bill for the relief of the Buffalo Bayou, Brazos and Colorado Railway Company.

A bill for the relief of the heirs of Wm. Beeks.

A bill to restore land sold for taxes and purchased by the State to former owners, on certain conditions.

A bill for the relief of Jacob S. Horn, John T. Grisham and James Y. Pistole.

A bill to incorporate the Clarksville and Red River Insurance Company.

And the following House bills :

A bill to authorize the county surveyor of Denton county to transcribe the land records of said county from the records of the late Denton land district, and to legalize the same.

A bill to incorporate the Yegua Bridge and Turnpike Company.

A bill amending the several acts regulating proceedings in the district court.

A bill for the relief of J. B. and D. R. Wortham, assignees of J. M. Woodward.

Joint resolution requiring the Secretary of State to deliver to each Senator and Representative, three copies of Oldham & White's Digest.

Joint resolution, providing for the payment of the members of congress in a certain contingency.

And that the House had concurred in the Senate's amendment to a bill to regulate estrays.

A bill to incorporate Cedar Grove Male and Female Institute in Kaufman county.

A bill to authorize certain counties to levy and collect an additional tax for the purpose of erecting county buildings.

A bill to authorize formation of town and county agricultural societies.

A bill to amend the 24th section of the act passed August 27th, 1856, entitled an act to consolidate into one act and to amend the several acts incorporating the city of Galveston.

And the House recedes from those of its amendments to Senate's bill, supplementary to an act to adopt and establish Penal Code of State of Texas ; and bill supplementary to and amendatory of an act to establish Code of Criminal Procedure for the State of Texas, which the Senate had refused to concur in.

And that the House had concurred in the Senate's amendment to a bill to regulate estrays.

A bill for the relief of John T. Wilson, T. H. Robertson and the heirs of Mark Copeland. Read 2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill for the relief of the heirs of W. L. Fleming. Read 2nd and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill for the relief of Thomas J. Smith, of Fort Bend county. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill for the relief of Sarah Miles. Read 2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Britton, Dickinson, Duggan, Grimes, Herbert, Hyde, Martin, Parsons, Paschal, Pitts, Scarborough, Schleicher, Shepard, Stockdale, Throckmorton, Townes and Whaley—17.

NAYS—Messrs. Chambers, Guinn, Harman, Hart, Sims and Walker—8.

A bill donating one league of land each to Dennis Mead, Richard Mead and ———Eastland. Read 2nd time, amendments of committee on Private Land Claims adopted, and bill passed to a 3rd reading, by the following vote :

YEAS—Messrs. Britton, Dickinson, Erath, Gentry, Herbert, Hyde, Parsons, Paschal, Pitts, Potter, Scarborough, Schleicher, Shepard, Stockdale, Throckmorton, Townes and Whaley—17.

NAYS—Messrs. Chambers, Duggan, Guinn, Harman, Hart, Rains, Rainey, Sims and Walker—9.

A bill to prevent the sale of vinous or spirituous liquors within one mile of the towns of New London and Mt. Enterprise in Rusk county, or Veals Station in Parker county. Read 2nd time.

Mr. Erath moved to amend by adding the town of Meridian in Bosque county. Adopted.

Mr. Erath by leave, withdrew the amendment.

The amendment of the committee on the Judiciary, to strike out the second section was adopted.

Mr. Rains moved to include Vicksburg, in Upshur county. Adopted.

The bill was then passed to a 3rd reading. Rule suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Britton, Dickinson, Duggan, Erath, Guinn, Herbert, Martin, Parsons, Pitts, Rains, Rainey, Scarborough, Sims and Townes—14.

NAYS—Messrs. Chambers, Gentry, Grimes, Harman, Hart, Paschal, Potter, Schleicher, Stockdale, Throckmorton, Walker and Whaley—12.

A bill for the relief of the heirs of Addison Litton. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill for the relief of William D. Woody. Read 2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill to create the county of Wilson. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed by the following vote :

YEAS—Messrs. Britton, Dickinson, Duggan, Gentry, Grimes, Herbert, Parsons, Paschal, Potter, Rains, Rainey, Scarborough, Schleicher, Shepard, Townes, Walker and Whaley—18.

NAYS—Messrs. Blanch, Chambers, Guinn, Harman, Hart, Sims and Throckmorton—7.

A bill for the relief of Samuel Everett. Read 2nd time and ordered to be engrossed. Rule suspended, bill read 3rd time and passed.

A bill for the relief of the heirs of Shelby Corzine, on report of committee on Claims and Accounts, recommending its rejection.

On motion of Mr. Guinn, the report was laid on the table, bill read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill for the relief of Daniel Hopkins. Read 2nd time.

Mr. Paschal moved to strike out all after the word "land" to the word "provided." Lost, bill passed to 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill to change the county lines between the county of Hardin and Liberty. Read 2nd time.

Mr. Pitts moved the indefinite postponement of the bill. Lost.

The bill was then passed to a 3rd reading. Rule suspended, read 3rd time and passed by the following vote :

YEAS—Messrs. Britton, Dickinson, Erath, Gentry, Grimes, Hyde, Parsons, Potter, Rains, Scarborough, Sims, Stockdale, Throckmorton and Walker—14.

NAYS—Messrs. Blanch, Chambers, Guinn, Hart, Herbert, Paschal, Pitts, Rainey, Shepard and Townes—10.

On motion of Mr. Potter, the decision of the President was laid on the table, until to-morrow evening, that the fact might be ascertained whether the passage of the bill would reduce Hardin county below the constitutional area.

A bill for the relief of the heirs of William H. Settle. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

A bill to fix the times of holding courts in the 19th judicial district. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

On motion of Mr. Britton, a bill supplementary to and amendatory of an act to incorporate the city of Corpus Christi, was taken up. Read 2nd time, amendments reported by the Judiciary committee adopted.

Mr. Stockdale moved to amend as follows : " Provided such special tax shall at no time exceed the rate of one-half of one per cent. per annum." Adopted, bill passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill to reorganize the 16th judicial district. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed.

A bill to incorporate the Texas Mutual Insurance Company, at Boston. Read 2nd time and passed to a 3rd reading. Rule suspended, read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Britton, Dickinson, Duggan, Erath, Gentry, Grimes, Guinn, Hart, Herbert, Martin, Parsons, Paschal, Pitts, Potter, Rains, Rainey, Scarborough, Shepard, Sims, Stockdale, Throckmorton, Townes, Walker and Whaley—25.

NAYS—Mr. Harman—1.

A bill to repeal an act to change the times of holding the district courts in the 10th and 14th judicial districts, &c., &c. Read

2nd time and passed to a 3rd reading. Rule suspended, bill read 3rd time and passed.

A bill to amend the act to incorporate the city of San Antonio. Read 2nd time and the amendments of the committee on the Judiciary, adopted, bill passed to a 3rd reading. Rule suspended, read 3rd time and passed.

On motion of Mr. Parsons, a bill to incorporate the Metropolitan Railroad Company, was taken up. Read 2nd time.

Mr. Parsons offered the following amendment :

Amend 2nd section by striking out the words " Jefferson in Cass county " in the 3rd and 4th lines, and insert the words " Texicana in Bowie county," and by inserting the word " Jefferson " before the word " Marshall " in the 5th line. Add in 3rd section the names of Joseph M. Fank and Wm. J. Hayes, of Bowie county, and F. J. Jackson and J. L. Pool, of Anderson county, as commissioners." Adopted.

Mr. Hart moved to print 200 copies for the use of the Senate.

Mr. Parsons moved to lay that motion on the table, which was carried by the following vote :

YEAS—Messrs. Blanch, Britton, Dickinson, Duggan, Erath, Guinn, Harman, Herbert, Martin, Parsons, Paschal, Pitts, Rainey, Scarborough, Shepard and Townes—17.

NAYS—Messrs. Hart, Hyde, Potter, Rains, Sims, Stockdale, Throckmorton and Walker—8.

Mr. Hart moved to adjourn until 10 o'clock, A. M., to-morrow. Lost.

Mr. Throckmorton moved to print fifty copies for the use of the Senate.

Mr. Parsons moved to lay the motion on the table, upon which Mr. Hart moved a call of the Senate, which was sustained.

Mr. Throckmorton moved to add Mr. Sims to the committee on the Treasurer and Comptroller's Office. Carried.

A bill requiring the paymaster for the State troops on the Rio Grande to receive pay for arms and other necessary articles furnished by individuals, on motion of Mr. Scarborough, was taken up. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

Mr. Harman moved to adjourn until 9 1-2 o'clock, to-morrow morning. Lost by the following vote :

YEAS—Messrs. Dickinson, Guinn, Harman, Hart, Herbert, Martin, Rains, Sims, Throckmorton, Walker and Whaley—11.

NAYS—Messrs. Blanch, Britton, Duggan, Erath, Parsons, Pas-

chal, Pitts, Potter, Rainey, Scarborough, Shepard, Stockdale and Townes—13.

On motion the Senate adjourned until 10 o'clock, A. M., tomorrow.

TUESDAY, February 7th, 1860.

Senate met pursuant to adjournment. Prayer by the Chaplain—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Fall, chairman of the committee on Engrossed Bills, reported the following bills, correctly engrossed:

A bill for the relief of Samuel Everett.

A bill for the relief of the heirs of William H. Settle.

A bill to amend 1st section of an act to amend the caption, and 1st and 16th sections of an act to incorporate the Texas Western Railroad Company.

Mr. Stockdale, chairman of the committee on Enrolled Bills, reported the following bills correctly enrolled, duly signed and this day presented to the Governor:

A bill to incorporate the Gulf Coast Fair Association, located at Victoria.

A bill to amend an act to incorporate the Sabine and Rio Grande Railroad Company.

A bill supplementary to an act and amendatory of an act to regulate railroad companies, approved February 7th, 1853, approved December 19th, 1857.

A bill to locate permanently the seat of justice of Tarrant county.

A bill to incorporate the Salado College in Bell county.

A bill for the appointment of public weighers, describing their duties and liabilities.

Joint Resolution authorizing the Governor, Comptroller and Treasurer to apply moneys heretofore appropriated to payment of the Public Debt, to claims of more immediate necessity.

Mr. Paschal, chairman of the committee on Internal Improvements, to whom was referred a bill to incorporate the Sour Lake Tap Railway Company, reported the same to the Senate and recommended its passage.

Mr. Britton introduced a bill to incorporate the Maralina Manufacturing Company. Read 1st time, rule suspended, read 2nd time and ordered to be engrossed, rule further suspended, read 3rd time and passed by the following vote: